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### MESSAGE:

Applicants: Solomon S. Steiner and Bryan R. Wilson

Serial No.: 09/766,362

Art Unit: 1615

Filed: January 19, 2001

Examiner: H. Sheikh

For: **DRY POWDER FORMULATIONS OF ANTIHISTAMINE FOR NASAL  
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PTO/SB/21 (6-98)

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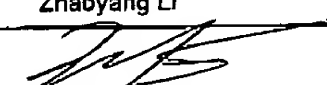
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|---|----------------------|------------------------|---------|
| <b>TRANSMITTAL FORM</b><br>(to be used for all correspondence after initial filing) | Application Number   | 09/768,362             |         |
|   | Filing Date          | January 19, 2001       |         |
|   | First Named Inventor | Solomon S. Steiner     |         |
|   | Group Art Unit       | 1615                   |         |
|   | Examiner Name        | H. Sheikh              |         |
| Total Number of Pages in This Submission  | 32                   | Attorney Docket Number | PDC 119 |

| ENCLOSURES (check all that apply)  |   |   |
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| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):<br>One Reference |
| Remarks  |   |   |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |   |
|--|---|
| Firm or Individual name                    | Holland & Knight LLP<br>Zhaoyang Li   |
| Signature                                  |  |
| Date                                       | April 10, 2002  |

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4/17/02**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Solomon S. Steiner and Bryan R. Wilson

Serial No.: 09/766,362

Art Unit: 1615

Filed: January 19, 2001

Examiner: H. Sheikh

For: *DRY POWDER FORMULATIONS OF ANTIHISTAMINE FOR NASAL  
ADMINISTRATION*Assistant Commissioner for Patents  
Washington, D.C. 20231**RESPONSE TO OFFICE ACTION**

Sir:

Responsive to the Office Action mailed December 10, 2001, please consider the remarks as follows. Submitted with this Response is a Petition for Extension of Time, along with the authorization to charge the Deposit Account No. 50-1868 for the required \$55.00 fee for a small entity, to extend the period for response one month, to and including April 10, 2002.

It is believed that no additional fee is required with this submission. However, should an additional fee be required, the Commissioner is hereby authorized to charge the fee to Deposit Account No. 50-1868.

**Remarks**Rejections under 35 U.S.C. 102

Claims 1-19 were rejected under 35 U.S.C. 102(b) as disclosed by U.S. Patent No. 5,164,194 to Hettche ("Hettche"). The applicants respectfully traverse this rejection.